

PTO/SB 30 (08-00)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/845,284
Filing Date	May 1, 2001
First Named Inventor	CHIORI MOCHIZUKA
Group Art Unit	2826
Examiner Name	A. Sefer
Attorney Docket Number	03500.015333

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14855 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice

1. Submission required under 37 C.F.R. § 1.114

a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____

b. ☒ Enclosed

- i. ☒ Request for Reconsideration (Submission Under 37 C.F.R. 1.114)
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) 03/03/2003 AWONDAF1 00000007 09845284
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 750.00 DP
- iii. ☐ Other _____

- b. ☒ Check in the amount of \$ 750.00 enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Joseph W. Ragusa	Registration No. (Attorney/Agent)	38,586
Signature	<i>Joseph W. Ragusa</i>	Date	February 20, 2003

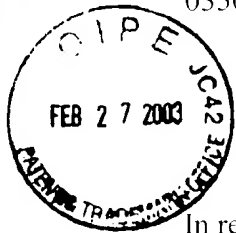
DATE OF FILING OR TRANSMISSION

Name (Print/Type)	Joseph W. Ragusa	Date	February 20, 2003
Signature	<i>Joseph W. Ragusa</i>	Date	February 20, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the applicant. Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20503. SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES and Completed Forms to the

03500.015333

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
: Examiner: A. Sefer
CHIORI MOCHIZUKA ET AL.)
: Group Art Unit: 2826
Application No.: 09/845,284)
:
Filed: May 1, 2001)
:
For: SEMICONDUCTOR DEVICE) February 20, 2003

Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR RECONSIDERATION
(SUBMISSION UNDER 37 C.F.R. 1.114)

Sir:

Prior to issuance of a subsequent Office Action, please consider the
following remarks in response to the Office Action dated November 20, 2002.

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first-class mail in an envelope addressed
to: Commissioner for Patents, Washington, D.C. 20231 on

February 20, 2003

(Date of Deposit)

JOSEPH W. RAGUSA, Reg. No. 38,586

(Name of Attorney for Applicant)

REMARKS

Claims 1, 3-5 and 9-11 are currently under consideration. Claim 1 is the only independent claim under consideration.

Claims 1, 3-5 and 9 were rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent 5,985,690 (Fujikura). Claims 10 and 11 were rejected under 35 U.S.C. § 103(a) as obvious from Fujikura in view of U.S. Patent 5,811,790 (Endo et al.).

Applicants respectfully traverse and submit that independent Claim 1 is patentable for at least the following reasons.

Claim 1 is directed to an image reading apparatus having a plurality of optical sensors formed on a substrate comprising: a wire for checking acceptability of cutting of the substrate arranged outside a region where the optical sensors are arranged and on the side where the substrate is cut.

A characteristic feature of the invention defined by Claim 1 is the wire, arranged along a peripheral area of the substrate, for checking the acceptability of the cutting of the substrate. This recited structure can reduce the space along a peripheral area of a substrate, including the estimated margin necessary for cutting of the substrate.

The position was taken in the Office Action that Fujikura shows “an image reading apparatus . . . comprising a wire 120, 121 for checking acceptability of cutting said substrate arranged outside a region where said optical sensors are arranged and on the side where said substrate is cut.” Applicants respectfully disagree with this description of these

fabrication process (see col. 6, lines 14-23). Applicants have found no teaching or

suggestion of the recited features of Claim 1 in Fujikura. Accordingly, Claim 1 is believed clearly patentable over that reference.

A review of the other art of record has failed to reveal anything which, in Applicants' opinion, would remedy the deficiencies of the art discussed above, as references against the independent claim herein. That claim is therefore believed patentable over the art of record.

The other claims in this application are each dependent from the independent claim discussed above and are therefore believed patentable for the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

In view of the foregoing remarks, Applicants respectfully request favorable reconsideration and early passage to issue of the present application.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

Joseph W. Rajan
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